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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking Regarding the Implementation of the Suspension of Direct Access Pursuant to Assembly Bill 1x and Decision 01-09-060	Rulemaking 02-01-011

JOINT RESPONSE OF PACIFIC GAS AND ELECTRIC COMPANY AND SOUTHERN CALIFORNIA EDISON COMPANY IN OPPOSITION TO APPLICATION FOR REHEARING OF DECISION 06-07-030

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September 5, 2006

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA

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Pursuant to Rule 86.2 of the California Public Utilities Commission's (Commission) Rules of Practice and Procedure,[1] Pacific Gas and Electric Company (PG&E) and Southern California Edison Company (SCE) file this joint response in opposition to the *Application For Rehearing Of Decision 06-07-030* (*Rehearing App'n*) filed jointly by the Northern California Power Agency, California Municipal Utilities Association, Merced Irrigation District, Modesto Irrigation District, Turlock Irrigation District, and the City of Hercules (jointly "Municipal Parties"). The Commission should reject the Municipal Parties' *Rehearing App'n*. Contrary to the Municipal Parties' assertions, there is no legal error in Decision 06-07-030.

First, contrary to the Municipal Parties' assertion, Decision 06-07-030 does not adopt an arbitrary and capricious distinction between classes of departing load and direct access customers. Decision 06-07-030 draws a reasoned distinction between those non-bundled

[1] In this response, PG&E and SCE refer to the Commission's existing Rules of Practice and Procedures. PG&E and SCE understand that the revised Rules, adopted in Decision 06-07-006, will not be in effect until the Office of Administrative Law has formally noticed and approved the changes, which is not expected to occur until September 2006 or later.

customers who are responsible for the costs of power procured by the California Department of Water Resources (DWR), and those who are not.

Second, contrary to the Municipal Parties' assertion, Decision 06-07-030 does not provide an unlawful windfall to bundled service customers. Decision 06-07-030 provides a reasoned, lawful allocation of cost responsibility among various customer groups.

Finally, and again contrary to the Municipal Parties' assertion, the issuance of Decision 06-07-030 does not violate Municipal Parties' due process rights. The Commission's Rules clearly permit the Commission to adopt a final decision that contains substantive changes from the Draft Decision, as long as those changes are in response to comments on the Draft Decision. Also, the Municipal Parties had clear notice of the possible outcomes being considered by the Commission. The issues have been fully framed and debated by the parties in the *Working Group Report* incorporated into the record on February 23, 2006, in comments and reply comments on the *Report*, and in comments and reply comments on the June 20, 2006, Draft Decision.

I. DECISION 06-07-030'S DETERMINATION TO APPLY A TOTAL PORTFOLIO ADJUSTMENT TO THE RATES PAID BY NON-BUNDLED CUSTOMERS WHO ARE RESPONSIBLE FOR THE COSTS OF DWR POWER IS LAWFUL

In Decision 05-12-045 the Commission made it clear that the only proper way to calculate ongoing CTC, a charge established pursuant to AB 1890 and applicable to nearly all customers, bundled, direct access and departing load, is the statutory method. (D.05-12-045 at Conclusion of Law 2 and Ordering Paragraph 6.) The Commission determined that in calculating the ongoing CTC there was to be no "total portfolio" or "indifference" offset in the

ongoing CTC calculation. (D.05-12-045, at pp. 16-18.) These Commission determinations are not at issue in this *Rehearing App'n*.[2]

In Decision 05-12-045 the Commission made it clear that it was not addressing whether a total portfolio adjustment should be applied to other costs included in the Cost Responsibility Surcharge (CRS), stating that that issue was to be addressed in this proceeding.

Decision 06-07-030 addresses this topic. Decision 06-07-030 discusses whether an indifference calculation should be used to help establish the CRS obligations of non-bundled customers who are exempt from the DWR power costs. It determines that no indifference calculation should be applied to the CRS obligations of non-bundled customers that are exempt from the DWR power costs. (*Id.*, pp. 33-34.) For these customers, any indifference calculation would address only utility costs. It would not include any DWR costs, as these customers are exempt from any responsibility for those costs.

Since only utility costs would be included in the indifference calculation for these DWR power charge-exempt customers, application of an indifference calculation to their rates would result, in effect, in exactly the total portfolio CTC calculation rejected by the Commission in Decision 05-12-045. As Decision 06-07-30 correctly concludes, "[s]uch an outcome is contrary to the requirement for uniform CTC treatment to apply across customer categories." (*Id*. p. 35.)

PG&E and SCE agree with Decision 06-07-030 that the logic of Decision 05-12-045 leads to the result being challenged here. In any event, the result adopted in Decision 06-07-030 is consistent with Decision 05-12-045, and with AB 1890.

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[2] Although some of the Municipal Parties filed an application for rehearing of Decision 05-12-045, at one time municipal party representatives argued that the statutory method for calculating ongoing CTC should be applied to them. *See, e.g.*, O*pening Brief of the California Municipal Utilities Association on Municipal Departing Load Issues*, (filed November 25, 2002 in R.02-01-011), pp. 36–37.

Therefore, the Commission did not act unlawfully in adopting that ratemaking approach for the non-bundled customers who are not responsible for the costs of DWR power. Municipal departing load (MDL), which the Municipal Parties represent, is typically (although not necessarily without exception) included in this category of non-bundled customer.

Decision 06-07-030 also addresses the DWR power charge component of the CRS. (Decision 06-07-030, pp. 24-27, 33-36.) It determines that for those non-bundled customers that are responsible for the costs of DWR power, their DWR power cost responsibility should be determined using an indifference calculation. (*Id*.) Because these customers are responsible for the costs of DWR power, the indifference calculation incorporates the cost of DWR power as well as the cost of utility power.

In part, the Commission relies on its earlier discussions regarding the purpose of the indifference calculation in making its determination in Decision 06-07-030 (a) to apply a total portfolio adjustment, involving utility and DWR procurement costs together, to non-bundled customers who are responsible for the costs of DWR power, and (b) not to apply a total portfolio adjustment, which would involve only utility procurement costs, to non-bundled customers who are exempt from responsibility for the costs of DWR power. As D.06-07-030 notes, Decision 05-01-035 made clear that the Commission intended the total portfolio methodology to apply to non-bundled customers responsible for the costs of DWR power, but that it not apply to non-bundled customers exempt from the costs of DWR power. (*Id*., pp. 34-35.)

Unlike ongoing CTC cost recovery, the cost recovery approach for DWR power costs is not precisely mandated by statute. Application of the total portfolio methodology to the combined utility and DWR generation portfolios to determine the cost responsibility of non-bundled customers who are responsible for the costs of DWR power is not prohibited by statute.

Indeed, the Municipal Parties make no such claim. They are not arguing that the total portfolio approach applicable to non-bundled customers responsible for DWR power costs must be eliminated. Instead, they are arguing that a different total portfolio approach, one involving only utility costs, must be applied to the CRS obligations of non-bundled customers who are not responsible for the costs of DWR power, and that any other course of action is unlawful.

Thus, the question presented by the Municipal Parties' *Rehearing App'n* is whether the Commission can lawfully apply its adopted methodology for calculating the CRS obligations of non-bundled customers exempt from responsibility for the costs of DWR power, which does not include any total portfolio adjustment, *given* the fact that it is applying a lawful total portfolio approach to determine the obligations of non-bundled customers who are responsible for the costs of DWR power.

The answer to this question is clearly yes, and so the Municipal Parties' *Rehearing App'n* should be denied. The only law cited by the Municipal Parties is Public Utilities Code section 453, which states among other things that no public utility shall establish or maintain any unreasonable differences as to rates.

That statute does not, of course, prohibit all rate differences. If a rate difference bears a rational relationship to legitimate Commission goals, then it represents a proper exercise of the Commission's discretion. (*TURN v. CPUC* (1978) 22 C.3d 529, 543-44.)

The rates here easily meet this test, and are therefore lawful. The Commission must determine who is responsible for the costs of DWR power, and how the allocation of those costs affects the rates of all customers. The Commission's adopted approach here, the Power Charge Indifference Adjustment (PCIA), allocates the costs of DWR power between bundled customers, and those non-bundled customers who are responsible for the costs of DWR power. Non-

bundled customers who are exempt from the costs of DWR power do not enter into the picture. Their rates are not affected by the allocation of the DWR power costs. It is completely rational, and therefore completely consistent with section 453, for the Commission to adopt this approach.

The following sections address the specific arguments raised by the Municipal Parties in more detail, and demonstrate that none have any merit.

II. DECISION 06-07-030 DOES NOT UNLAWFULLY DISCRIMINATE BETWEEN TYPES OF DIRECT ACCESS AND DEPARTING LOAD CUSTOMERS

In their *Rehearing App'n* the Municipal Parties acknowledge that municipal departing load is being treated equivalently with direct access customers with respect to the determination of their responsibility for the costs of DWR power. They acknowledge that representatives of direct access customer interests agreed to the approach ultimately adopted by the Commission. They argue, however, that because they oppose the approach it should not be applied to them, even if it is applied to direct access customers. (*Rehearing App'n*, pp. 2-3.)

The fact that the Municipal Parties do not agree with an approach that all of the other parties agree is reasonable (*i.e.*, that those exempt from responsibility for the costs of DWR power should pay the statutory ongoing CTC without a total portfolio adjustment) is simply not legal error.[3]

The Municipal Parties base their next assertion of legal error on the fact that Decision 05-12-045 stated that the issue of the total portfolio method to determine indifference costs would be addressed in this proceeding. (*Rehearing App'n*, p. 3.) There is no legal error. Decision 05-12-045 stated that the Commission would address the total portfolio as it relates to the

[3] The Municipal Parties' assertion that D.06-07-030 relies upon the negotiated recommendation between investor owned utility and direct access parties to substantiate its adopted position on this issue is without merit. In D.05-01-035, issued long before the joint position was reached in connection with the *Working Group Report*, the Commission made the applicability of the total portfolio methodology contingent on whether the customer is responsible for paying the DWR power charge. *See* D.05-01-035, at p. 3.

indifference calculation in this proceeding. In this proceeding, in Decision 06-07-030, the Commission addressed this issue, as promised. Again, Municipal Parties' objection seems to boil down to the fact that they disagree with the result. But their disagreement is not grounds for finding legal error.

Next, the Municipal Parties' argue that in determining rates it is unlawful to distinguish between non-bundled customers who are responsible for the costs of DWR power, and those that are not. Therefore, they argue, a total portfolio adjustment should be applied to all. (*Rehearing App'n*, pp. 3-4.)

As discussed above, the Commission's adopted ratemaking approach allocating DWR cost responsibility between bundled customers, on the one hand, and non-bundled customers responsible for the costs of DWR power, on the other, is entirely rational and related to the Commission's legitimate goals. Therefore, the adopted approach is within the Commission's discretion, and not unlawful. Under the Commission's adopted approach, the rates paid by non-bundled customers exempt from responsibility for the costs of DWR power are not affected by the ratemaking mechanisms, including the total portfolio adjustment, used to establish responsibility for the costs of DWR power.

Indeed, the total portfolio calculation itself is entirely different with respect to those customers who are responsible for the costs of DWR power than it would be for those that are not. For those responsible for the costs of DWR power, DWR power costs are included along with the utility's costs of power in the calculation. For those not responsible for the costs of DWR power, the total portfolio calculation would not include DWR power costs, only the utility's costs of power. Therefore, even under the approach that the Municipal Parties advocate

there would be differences in the rates between those non-bundled customers who are responsible for the costs of DWR power, and those who are not.

In fact, the Commission has maintained different rates for non-bundled customers exempt from the DWR power charge, as compared with non-bundled customers who are not exempt, for quite some period of time. For PG&E under the 2.7 cent per kWh CRS cap, rates for exempt customers have been lower than rates for non-exempt customers. Thus, the fact that rates differ for the two groups does not indicate that the rates are unlawful. The Municipal Parties, whose MDL customers are, generally speaking, exempt from the costs of DWR power, have never objected to the rate distinction in the past.

The Municipal Parties' real objection is that beginning on September 1, 2006, for PG&E, all else equal, the rates of a non-bundled customer who bears responsibility for the costs of DWR power are lower than the rates of a non-bundled customer who is exempt from any responsibility for the costs of DWR power. However, the simple fact that rates are different for different classes of customers does not make them unlawful.

For PG&E's customers, until September 1, 2006, those non-bundled customers responsible for DWR power costs paid more, all else equal, than those who were not. Beginning September 1, 2006, non-exempt customers' rates have been lower. Depending on the conditions prevailing in the power market in the future, it may be that non-exempt customers' rates will again be higher. These rate variations, which the Municipal Parties' object to only when it means their rates may be higher, are not unlawful.

Finally, the Municipal Parties argue that "the bundled customer indifference standard applies to more than just the DWR power charge, or MDL would not be responsible for other CRS components, such as the DWR bond charge." (*Rehearing App'n*, p. 4.) The DWR bond

charge is set separately from both ongoing CTC and DWR power charge cost responsibility, and does not make use of a total portfolio or indifference calculation. In fact, it does not depend on ongoing power costs at all. There is nothing in the determination of the DWR bond charge that suggests that Decision 06-07-030 is unlawful.

III. DECISION 06-07-030 DOES NOT PROVIDE AN UNLAWFUL BUNDLED CUSTOMER WINDFALL

Simply stated, the Municipal Parties believe that by law, bundled customers must pay more for their service, and that municipal departing load should pay less. (*Rehearing App'n*, pp. 4-8.) There is no such legal requirement.

The *Rehearing App'n* challenges only the rates applicable to non-bundled customers who are exempt from DWR power costs. Focusing only on those rates, their CRS is built up from individual components, including ongoing CTC calculated pursuant to the clear direction provided by the Commission in Decision 05-12-045. None of these charges was changed as a result of Decision 06-07-030.

The Commission was acting well within its discretion to leave the method for determining those rates in place, and to focus on how to allocate DWR power cost responsibility between bundled customers, on the one hand, and non-bundled customers responsible for the costs of DWR power on the other. The Commission adopted the PCIA ratemaking mechanism to allocate costs between these two groups of customers.

The fact that the Commission placed certain cost responsibility on bundled customers under the PCIA ratemaking mechanism most certainly does not require, as a matter of law, that the Commission also place additional cost responsibilities on bundled customers, cost responsibilities that have nothing to do with DWR power costs or the PCIA ratemaking

mechanism, so that municipal departing load customers exempt from DWR charges can have lower rates.

The Municipal Parties start off their arguments by misstating how rates are calculated. They state that "CRS for [exempt] MDL is calculated differently than it is for direct access customers and other departing load customers." (*Rehearing App'n*, p. 4.) This statement is simply wrong. Decision 06-07-030 does not adopt any distinction among exempt non-bundled customers, whether they are direct access, customer generation departing load, or MDL. In particular, there is no total portfolio or indifference adjustment for any of these customer groups.

It is true that Decision 06-07-030 distinguishes between non-bundled load that is exempt from responsibility for the costs of DWR power, and non-bundled load that is not, in the determination of their CRS cost responsibilities. As previously discussed, that distinction is rational and well within the Commission's ratesetting authority.

The Municipal Parties then state that "the Commission committed legal error in D.06-07-030 by concluding that a different bundled customer indifference standard should apply to calculation of *CRS* for MDL customers who are exempt from the DWR power charge." (*Rehearing App'n*, p. 5.) As discussed above, it is well within the Commission's discretion to determine that no indifference calculation should apply to those non-bundled customers exempt from responsibility for DWR power costs, while using an indifference calculation, involving DWR as well as utility procurement costs, to allocate responsibility for DWR power costs between bundled customers on the one hand, and non-bundled customers responsible for DWR power costs on the other.

The Municipal Parties next appear to suggest that the Commission is required, by law, to set rates to achieve bundled customer indifference with respect to all departing load, regardless

of whether the departing load is responsible for the costs of DWR power. (*Rehearing App'n*, pp. 5-8.) There is no such mandate on the Commission.

Such an approach would be inconsistent with Decision 05-12-045 with respect to departing load exempt from responsibility for DWR power costs, as it would in effect calculate the ongoing CTC on a total portfolio basis for these customers. Decision 06-07-030 reaches the same conclusion. (Decision 06-07-030, p. 35.) However, regardless of whether the Commission could adopt such an approach, it is not obligated to do so. Therefore, Decision 06-07-030 is lawful.

The Municipal Parties cite Decisions 02-11-022 and 03-07-028 to support their argument that the Commission is required, by law, to set rates to achieve bundled customer indifference with respect to all departing load, regardless of whether the departing load is responsible for the costs of DWR power. (*Rehearing App'n*, pp. 6-7.) These decisions do not support the Municipal Parties' assertion that Decision 06-07-030 is unlawful. First, and foremost, the earlier decisions do not, and cannot, legally constrain the Commission so that it must now adopt a specified ratemaking approach, either the one urged on the Commission by the Municipal Parties or the one adopted in Decision 06-07-030.

Beyond that, it is far from clear that the decisions cited by the Municipal Parties even provide support for the Municipal Parties' position that, at the time these earlier decisions were issued, they anticipated some sort of indifference calculation be applied to the CRS applicable to all non-bundled customers, including those exempt from responsibility for DWR power costs. This argument ignores the fact that the context in which these decisions were issued was consideration of direct access and departing load's cost responsibility for DWR power costs.

Indeed, these decisions mark the beginning, not the end, of the Commission's investigation into how to establish CRS cost responsibility. Typically, one would look to later decisions such as Decisions 05-01-035 and 05-12-045, both cited by the Commission in Decision 06-07-030 (pp. 33-35) to provide clearer guidance as to the Commission's previous conclusions on these issues. In short, Decisions 02-11-022 and 03-07-028 do not suggest, let alone legally mandate, the approach the Municipal Parties urge on the Commission.

In sum, the Municipal Parties are incorrect in stating that Decision 06-07-030 results in a windfall to bundled customers. As discussed above, rates for a non-bundled customer who bears responsibility for the costs of DWR power are currently lower than the rates of a non-bundled customer who is exempt from any responsibility for the costs of DWR power. However, in the future, as market prices change and utility procurement costs change, an exempt non-bundled customer could in fact end up with lower rates than those of a non-exempt non-bundled customer. In either case, the result is not a windfall to bundled customers, but simply a difference in current rates, based on a reasonable ratemaking approach.

IV. THE COMMISSION DID NOT DENY THE MUNICIPAL PARTIES' DUE PROCESS RIGHTS IN ISSUING DECISION 06-07-030, AND THE MUNICIPAL PARTIES WERE CLEARLY ON NOTICE OF THE PROPOSALS ADOPTED BY THE COMMISSION

The Municipal Parties object to the issuance of Decision 06-07-030 on procedural grounds, as well. Specifically, they argue that the "so-called 'revised' Draft Decision reversed the Draft Decision's holding on one of the major contested issues in the proceeding, namely the applicability of the total portfolio adjustment for MDL CRS obligations," and that the Municipal Parties had "no opportunity whatsoever to comment on Decision 06-07-030's reasoning or conclusion on the total portfolio adjustment issue." (*Rehearing App'n*, pp. 8-9.)

Contrary to the Municipal Parties' claims, the Commission's actions in issuing Decision 06-07-030 were fully consistent with its own rules and principles of due process. Pursuant to Rule 77.6, a "substantive revision to a proposed decision is not an 'alternate' if the revision *does no more than make changes suggested in prior comments on the proposed decision*." (Emphasis added.) As stated in Decision 06-07-030 (at pp. 48-49), the Commission took the parties comments "into account, and made various revisions as warranted, in finalizing this order. Among other things, we have revised the Draft Decision regarding the applicability of the total portfolio adjustment for MDL CRS obligations…." Under its own rules, the Commission was not required to re-circulate the revised Draft Decision for further comment.[4]

In addition, the Municipal Parties' claim that they had "no opportunity to comment on Decision 06-07-030's reasoning" simply is not true. This issue has been framed, and contested, at least since the preparation of the *Report* referenced on page 4 of Decision 06-07-030, which was incorporated into the record on February 23, 2006. Section II-B of the *Report* includes the recommendations that the Municipal Parties now argue are legally mandated, that an indifference calculation be applied to departing load customers exempt from responsibility for the costs of DWR power. The investor owned utilities made it clear in the *Report* that they opposed that recommendation, and supported the approach that has now been adopted by Decision 06-07-030.

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[4] In Decision 00-01-053, the Commission addressed the issue of "alternates" and explained why a revised decision that adopts changes recommended in comments on a draft decision does not require a second round of review and comment:

> SB 779 does not require mechanically issuing for public review and comment all versions of an item that may appear on the Commission's agenda….We cannot possibly meet the directives of SB 960 [regarding timely decisions] if we implement SB 779 in such a way as to allow the comment process under the latter statute to become the longest part of the proceeding. … Where the revision follows easily and directly from the prior comment or prior alternate, we see no public interest that would be served…by subjecting the revision to yet another round of public review and comment. (D. 00-01-053, pp. 8-11.)

As described in Decision 06-07-030 (p. 5), opening and reply comments on the *Report* were filed on March 8, 2006, and March 17, 2006, respectively. Not surprisingly, one of the areas these comments focused on was whether an indifference calculation should be applied to departing load customers exempt from responsibility for the costs of DWR power.

Finally, this topic was also the focus of opening and reply comments on the Draft Decision of the ALJ. PG&E and San Diego Gas & Electric Company (SDG&E) filed joint comments on this topic. Among other things these joint comments pointed out the inconsistency between the Draft Decision's treatment of DWR-exempt direct access customers, on the one hand, and DWR-exempt MDL customers, on the other. Parties representing municipal departing load filed reply comments on the Draft Decision.

In short, this topic was commented upon and briefed extensively. All parties, including the Municipal Parties, had the opportunity to present their positions. It was neither necessary under the Commission's rules to re-issue the Draft Decision for further comment, nor would anything have been gained by the Commission had it done so.

The issues surrounding how to calculate the CRS have been litigated for several years. Hundreds of pages of Commission decisions have been issued on the topic. In light of the complexity of the matter, the Commission asked the interested parties to work together, in a Working Group, to resolve issues to the extent possible. All of the parties, with the exception of the MDL parties, were able to compromise their original positions and present comprehensive joint recommendations to the Commission.

The MDL parties were not able to reach agreement with anyone. There is no problem with that, agreements are not always possible. Given the lack of agreement, parties were provided the opportunity to file comments on the *Report* to address contested issues to ensure

that the Commission would have a complete record upon which to issue its decision. Now the Commission has issued that decision. The Municipal Parties preferred the Draft Decision, but the fact that they did not obtain the result they wanted does not constitute procedural error on the Commission's part.

Based on the facts here, and in particular the multiple opportunities for comment provided to all of the interested parties in the proceedings leading up to Decision 06-07-030, the Municipal Parties simply cannot support their allegations that the parties were not provided any reasonable notice and opportunity to comment on the issues decided by Decision 06-07-030. Indeed, the *Rehearing App'n* is completely devoid of any suggestion by the Municipal Parties that they have any additional information to offer in support of their position. The parties have been treated fairly; no basis for rehearing on lack of notice or procedural due process grounds has been demonstrated.

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V. CONCLUSION

For all of the foregoing reasons, PG&E and SCE respectfully request that the Municipal Parties' application for rehearing of Decision 06-07-030 be denied.

Respectfully Submitted,

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By: /s/
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September 5, 2006

CERTIFICATE OF SERVICE BY ELECTRONIC MAIL

I, the undersigned, state that I am a citizen of the United States and am employed in the City and County of San Francisco; that I am over the age of eighteen (18) years and not a party to the within cause; and that my business address is Pacific Gas and Electric Company, Law Department B30A, 77 Beale Street, San Francisco, California 94105.

On the 5th day of September, 2006, I served a true copy of:

JOINT RESPONSE OF PACIFIC GAS AND ELECTRIC COMPANY
AND SOUTHERN CALIFORNIA EDISON COMPANY
IN OPPOSITION TO APPLICATION FOR REHEARING
OF DECISION 06-07-030

by electronic mail to all parties to R. 02-01-011 providing an e-mail address.

I certify and declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on the 5th day of September, 2006.

/s/
LINDA S. DANNEWITZ

THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA SERVICE LIST

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Commissioner Assigned: Geoffrey F. Brown on December 27, 2004; **ALJ Assigned:** Thomas R. Pulsifer on May 1, 2002

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ALJ Assigned: Thomas R. Pulsifer on May 1, 2002

Order Instituting Rulemaking Regarding the Implementation of the Suspension of Direct Access Pursuant to Assembly Bill 1X and Decision 01-09-060.	Rulemaking 02-01-011 (Filed January 9, 2002)

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THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA SERVICE LIST

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Commissioner Assigned: Geoffrey F. Brown on December 27, 2004; **ALJ Assigned:** Thomas R. Pulsifer on May 1, 2002

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